IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

BOB E. MOHLER

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Plaintiff

4:17-CV-2260

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(JUDGE MARIANI)

SYNCHRONY BANK, et al.

Defendants

ORDER

AND NOW, THIS _____/OAY OF JULY, 2018, upon review of Magistrate

Judge Schwab's Report and Recommendation ("R&R") (Doc. 18) for clear error or manifest injustice, IT IS HEREBY ORDERED THAT:

- 1. The R&R (Doc. 18) is **ADOPTED** for the reasons stated therein.
- Defendant Synchrony Bank's Motion to Dismiss Plaintiff's Complaint (Doc. 10) is GRANTED. Plaintiff's Complaint is DISMISSED WITHOUT PREJUDICE to Plaintiff's right to amend his Complaint.
- 3. As Plaintiff submitted an Amended Complaint on July 18, 2018, the Court deems an Amended Complaint (Doc. 19) to have been filed.

4. The above-captioned action is **REMANDED** to Magistrate Judge Schwab for proceedings consistent with this Order.

Robert D. Mariani

United States District Judge